

AF/GAU 1615 &

CASE 47-19658/A

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Angela Koehler

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7-10-98

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1615

BRUGGER ET AL.

Examiner: R. Bawa

APPLICATION NO: 08/288,415

R. Bawa

FU ED. ALIQUOT 40, 4004

7-10-98

FILED: AUGUST 10, 1994

FOR: AN AEROSOL CONTAINER AND A METHOD FOR STORAGE AND

ADMINISTRATION OF A PRE-DETERMINED AMOUNT OF A

PHARMACEUTICALLY ACTIVE AEROSOL

12et 7-22-98

Assistant Commissioner for Patents Washington, D.C. 20231

NOTICE OF APPEAL

RECEIVED JUL 1 / 1998

GROUP 1800

Sir:

Applicants hereby appeal to the Board of Appeals from the Office Action dated June 18, 1998 finally rejecting claims 2-15.

- Please charge Deposit Account No. 19-0134 in the amount of \$310 for payment of the appeal fee. Two additional copies of this paper are hereby enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 19-0134.
- The appeal fee was paid in a previous appeal herein. The examiner re-opened prosecution prior to any decision by the Board of Appeals. No fee is now due.

Enclosed is a Petition for Extension of Time.

Respectfully submitted,

Novartis Corporation Patent and Trademark Dept. 564 Morris Avenue Summit, NJ 07901-1027 (908) 522-6763

Date: July 10, 1998

Stephen G. Kalinchak Attorney for Applicants

Reg. No. 38,747